

**HOUSE OF REPRESENTATIVES**  
**Roll Call**  
**JUDICIARY COMMITTEE**

DATE: 2/22/07

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
REP. RON STOKER, VICE CHAIR	/	
REP. DAVE GALLIK, VICE CHAIR	/	
REP. JULIE FRENCH	/	
REP. GEORGE EVERETT	/	
REP. HOLLY RASER	/	
REP. ROGER KOOPMAN		
REP. DOUGLAS CORDIER	/	
REP. KRAYTON KERNS	/	
REP. ROBYN DRISCOLL	/	
REP. KEN PETERSON	/	
REP. JESSE O'HARA	/	
REP. TOM MCGILLVRAY	/	
REP. DEBORAH KOTTEL	/	
REP. JOHN WARD		/
REP. BOB EBINGER	/	
REP. RICK JORE	/	
CHAIRMAN DIANE RICE	/	



## HOUSE STANDING COMMITTEE REPORT

February 22, 2007

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 742** (first reading copy -- white) do pass as amended.

Signed: *Diane Rice*  
Representative Diane Rice, Chair

And, that such amendments read:

1. Page 3, line 17.

**Strike:** "and"

2. Page 3, line 18.

**Following:** " ; "

**Insert:** "and"

(vi) whether the statement is testimonial or nontestimonial in character"

3. Page 3, lines 19 through 22.

**Strike:** subsection (d) in its entirety

**Renumber:** subsequent subsection

- END -

**Committee Vote:**

**Yes 11, No 6**

**Fiscal Note Required** \_\_\_\_

401541SC.hjd

*fbn*  
1/23/07



## HOUSE STANDING COMMITTEE REPORT

February 22, 2007

Page 1 of 2

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 629** (first reading copy -- white) do pass as amended.

Signed: \_\_\_\_\_

*Diane Rice*  
Representative Diane Rice, Chair

And, that such amendments read:

1. Page 1, line 12.

**Strike:** "recommend"

**Insert:** "suggest, and the parties to request by motion,"

2. Page 1.

**Following:** line 14

**Insert:** "NEW SECTION. **Section 1. Definitions.** As used in [section 1 through 7], the following definitions apply:  
(1) Mediation" has the meaning provided in 26-1-813(1).  
(2) "Party" means any one of the following, and "parties" means all of the following:  
(a) the defendant;  
(b) a victim of the crime; or  
(c) the county attorney or other prosecuting attorney."

**Renumber:** subsequent sections

3. Page 1, line 17.

**Following:** "suggestion"

**Insert:** ", or upon motion of a party, "

**Following:** "of"

**Insert:** "all"

4. Page 1, lines 17 and 18.

**Strike:** "or upon motion of both parties,"

5. Page 2, line 5.

**Strike:** line 5

**Committee Vote:**

Yes 10, No 7

Fiscal Note Required \_\_\_\_

401615SC.hjd

jbr

2/23/07

6. Page 3.

**Following:** line 4

**Insert:** "(3) After a successful mediation, the results of the mediation and any agreement reached by the parties to the mediation are subject to the approval of the court."

7. Page 3, line 22.

**Strike:** "the second "prosecution"

**Insert:** "public defender"

8. Page 3, line 25.

**Strike:** "6"

**Insert:** "7"

9. Page 3, line 26.

**Strike:** "6"

**Insert:** "7"


- END -

---

## COMMITTEE FILE COPY

### TABLED BILL

The HOUSE JUDICIARY COMMITTEE TABLED HB 648, HB 718, HB 722, HB 751, HB 775, by motion,  
on Thursday, February 22, 2007.

  
(For the Committee)  
(Chief Clerk of the House)

12:55 / 2/22  
(Time) (Date)

February 22, 2007

Pamela E. Schindler, Secretary

Phone: 444-4607

---



## HOUSE STANDING COMMITTEE REPORT

February 22, 2007

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 723** (first reading copy -- white) do pass.

Signed: \_\_\_\_\_

*Diane Rice*  
Representative Diane Rice, Chair

- END -

Committee Vote:

Yes 14, No 3

Fiscal Note Required \_\_\_\_\_

401540SC.hjd

fbn  
2/23/07



## HOUSE STANDING COMMITTEE REPORT

February 22, 2007

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 695** (first reading copy -- white) **do pass as amended.**

Signed: \_\_\_\_\_

*Diane Rice*  
Representative Diane Rice, Chair

**And, that such amendments read:**

1. Page 2, line 5.  
**Strike:** "or disabled"
2. Page 2, line 6.  
**Strike:** "or disabled"
3. Page 2, line 7.  
**Strike:** "or disabled"

- END -

**Committee Vote:**

**Yes 9, No 8**

Fiscal Note Required \_\_\_\_

401542SC.hjd

*for*  
2/23/07

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 2/22/07 BILL NO 723 MOTION NO. 1  
MOTION: Dofas

NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	/		
REP. DAVE GALLIK, VICE CHAIR	/		
REP. JULIE FRENCH	/		
REP. GEORGE EVERETT	/		
REP. HOLLY RASER	/		
REP. ROGER KOOPMAN	<del>/</del>	/	/
REP. DOUGLAS CORDIER	/		
REP. KRAYTON KERNS	/		
REP. ROBYN DRISCOLL	/		
REP. KEN PETERSON	/		
REP. JESSE O'HARA	/		/
REP. TOM MCGILLVRAY	/		
REP. DEBORAH KOTTEL	/		
REP. JOHN WARD	/		/
REP. BOB EBINGER	/		
REP. RICK JORE		/	
CHAIRMAN DIANE RICE		/	

14 / 3



**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 2/22/07 BILL NO 722 MOTION NO. 1  
MOTION: \_\_\_\_\_

*Dolan*

<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		/	
REP. DAVE GALLIK, VICE CHAIR		/	
REP. JULIE FRENCH		/	
REP. GEORGE EVERETT		/	
REP. HOLLY RASER		/	
REP. ROGER KOOPMAN		/	/
REP. DOUGLAS CORDIER		/	
REP. KRAYTON KERNS		/	
REP. ROBYN DRISCOLL		/	
REP. KEN PETERSON		/	
REP. JESSE O'HARA		/	
REP. TOM MCGILLVRAY		/	
REP. DEBORAH KOTTEL		/	
REP. JOHN WARD		/	/
REP. BOB EBINGER		/	
REP. RICK JORE		/	
CHAIRMAN DIANE RICE		/	

0 / 17

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 2/22/07 BILL NO 775 MOTION NO. 1  
 MOTION: \_\_\_\_\_

*Do Pass*

<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		/	
REP. DAVE GALLIK, VICE CHAIR		/	
REP. JULIE FRENCH		/	
REP. GEORGE EVERETT		/	
REP. HOLLY RASER		/	
REP. ROGER KOOPMAN	/		/
REP. DOUGLAS CORDIER		/	
REP. KRAYTON KERNS		/	
REP. ROBYN DRISCOLL		/	
REP. KEN PETERSON		/	
REP. JESSE O'HARA		/	
REP. TOM MCGILLVRAY		/	/
REP. DEBORAH KOTTEL		/	
REP. JOHN WARD		/	/
REP. BOB EBINGER		/	
REP. RICK JORE	/		
CHAIRMAN DIANE RICE	/		

3 / 12

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 2/22/07 BILL NO 742 MOTION NO. 3  
MOTION: \_\_\_\_\_

*Do Pass As Amended*

<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		/	
REP. DAVE GALLIK, VICE CHAIR	/		
REP. JULIE FRENCH	/		
REP. GEORGE EVERETT		/	
REP. HOLLY RASER	/		
REP. ROGER KOOPMAN		/	/
REP. DOUGLAS CORDIER	/		
REP. KRAYTON KERNS	/		
REP. ROBYN DRISCOLL	/		
REP. KEN PETERSON	/		
REP. JESSE O'HARA	/		
REP. TOM MCGILLVRAY		/	/
REP. DEBORAH KOTTEL	/		
REP. JOHN WARD	/	<del>/</del>	/
REP. BOB EBINGER	/		
REP. RICK JORE		/	
CHAIRMAN DIANE RICE		/	

*12/6*

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 2/27/07 BILL NO 629 MOTION NO. 1  
 MOTION: \_\_\_\_\_

*Do Pass As Amended*

NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		/	
REP. DAVE GALLIK, VICE CHAIR	/		
REP. JULIE FRENCH	/		
REP. GEORGE EVERETT	/		
REP. HOLLY RASER	/		
REP. ROGER KOOPMAN		/	/
REP. DOUGLAS CORDIER	/		
REP. KRAYTON KERNS	/		
REP. ROBYN DRISCOLL	/		
REP. KEN PETERSON		/	
REP. JESSE O'HARA	/		
REP. TOM MCGILLVRAY		/	/
REP. DEBORAH KOTTEL	/		
REP. JOHN WARD		/	/
REP. BOB EBINGER	/		
REP. RICK JORE		/	
CHAIRMAN DIANE RICE		/	

10/7

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 2/22/07 BILL NO 751 MOTION NO. 1  
MOTION: \_\_\_\_\_

*Do Pass*

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	/		
REP. DAVE GALLIK, VICE CHAIR		/	
REP. JULIE FRENCH	/		
REP. GEORGE EVERETT	/		
REP. HOLLY RASER	/		
REP. ROGER KOOPMAN		/	/
REP. DOUGLAS CORDIER		/	
REP. KRAYTON KERNS	/		
REP. ROBYN DRISCOLL		/	
REP. KEN PETERSON		/	
REP. JESSE O'HARA	/		
REP. TOM MCGILLVRAY		/	/
REP. DEBORAH KOTTEL	/		
REP. JOHN WARD		/	/
REP. BOB EBINGER	/		
REP. RICK JORE		/	
CHAIRMAN DIANE RICE		/	

8 / 9

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 2/22/07 BILL NO. 648 MOTION NO. 1

MOTION: Do Pass

NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	/		
REP. DAVE GALLIK, VICE CHAIR		/	
REP. JULIE FRENCH		/	
REP. GEORGE EVERETT		/	
REP. HOLLY RASER	/		
REP. ROGER KOOPMAN		/	/
REP. DOUGLAS CORDIER		/	
REP. KRAYTON KERNS	/		
REP. ROBYN DRISCOLL	/		
REP. KEN PETERSON		/	
REP. JESSE O'HARA	/		
REP. TOM MCGILLVRAY		/	
REP. DEBORAH KOTTEL		/	
REP. JOHN WARD	/		/
REP. BOB EBINGER		/	
REP. RICK JORE		/	
CHAIRMAN DIANE RICE		/	

6/11

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 2/22/04 BILL NO. 695 MOTION NO. 3

MOTION: Do Pass As Amended

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	/		
REP. DAVE GALLIK, VICE CHAIR		/	
REP. JULIE FRENCH	/		
REP. GEORGE EVERETT	/		
REP. HOLLY RASER		/	
REP. ROGER KOOPMAN	/		
REP. DOUGLAS CORDIER		/	
REP. KRAYTON KERNS		/	
REP. ROBYN DRISCOLL		/	
REP. KEN PETERSON		/	
REP. JESSE O'HARA	/		
REP. TOM MCGILLVRAY	/		
REP. DEBORAH KOTTEL		/	
REP. JOHN WARD	/		/
REP. BOB EBINGER		/	
REP. RICK JORE	/		
CHAIRMAN DIANE RICE	/		

9/8

# AUTHORIZED COMMITTEE PROXY

I request to be excused from the

Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Rep. Stoker

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

HB 723	X	

BILL/AMENDMENT

AYE NO


Rep.

D. Yana

(Signature)

Date

2/22/07



# AUTHORIZED COMMITTEE PROXY

I request to be excused from the

Judge  
Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Paul Stoker

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

A 49101 part 2/3		X
A 49101 part 1/3	X	
A 49102-234	X	
A 49102-1 withdrawn Kotel		
A 49103-1	X	
A 49103-2, 3, 4	X	
A 49103-5	X	
HB-491	X	
HB-597 with 205	X	
HB 597	X	
HB 624	X	

BILL/AMENDMENT

AYE NO

HB 718 Table	X	
2/22/2007		
HB 723	X	
HB 727		X
HB 775		X
HB 742	X	
HB 629+A		X
HB 751		X
HB 648	X	
HB 69501A	X	
HB 6950A	X	
HB 742 A	X	

Rep.

John Ward  
(Signature)

Date

2/19/2007

# AUTHORIZED COMMITTEE PROXY

I request to be excused from the \_\_\_\_\_

*Shane Johnson*

Committee because of other commitments. I desire to leave my proxy vote with:

*Ken Stoker*

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
<del>HB 723</del>		X
HB 722		X
HB 725	X	<del>X</del>
HB 742		X
HB 629 *A		X
HB 751		X
HB 648		X
HB 69501A	X	
<del>HB 69501A</del>		
HB 742 amend	X	

BILL/AMENDMENT	AYE	NO

Rep. \_\_\_\_\_

*Shane Johnson*  
(Signature)

Date \_\_\_\_\_

# AUTHORIZED COMMITTEE PROXY

I request to be excused from the House Judiciary  
Committee because of other commitments. I desire to leave my proxy vote with:  
Ron Stoker

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 775		X
HB 742		X
HB 29 + A		X
HB 751		X
<del>HB 751</del>		
HB 751 amendment	X	

BILL/AMENDMENT	AYE	NO

Rep. Don M. Jolley  
(Signature)

Date \_\_\_\_\_

**Montana House of Representatives  
Visitors' Register**

Judiciary

COMMITTEE

Date 2/22/07

Bill Nos. 718, 722, 723, 742, 751, 775 Sponsor(s) Willner, Jayne, Arntzen, Raser, Stoker, Jore

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

Name	Representing	Bill No.	Support	Oppose	Info.
Mary "Marty" Phippen	Mt. Magistrates' Assn.	722		X	
Jim Kember	MACOP/MPPA	775		X	
Mary A. Olson	Mt. Magistrates' Assn.	722		X	
Polly Johnson	NEFB	718		X	
MARTY LUDERMANN	MISSOULA POLICE	<del>723</del> 775		X	
MARTY LUDERMANN	"	723	X		
Don Hargrove	MAASP	723	X		
Dorothy McCarter	District Judges	751		X	
Keith A. Jones	Dept of Revenue	775			
Don NALLE	SELF	775	X		
John Connor	DOJ-AG	775		X	
John Connor	" "	742	X		
DAN SPRINGER	MRDTF	775		X	
Carl Jensen	DOJ-AG	718	X		
Frederick	DWA	718		X	
Cynthia Johnson	MACo + Pondera Co.	722		X	
Craig Campbell	MNOA	775		X	
Cheryl Kiedle	MSPOH	775		X	
Bon Alsby	Doc	751	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

Date 2/22/07

**Bill Nos.** \_\_\_\_\_ **Sponsor(s)** \_\_\_\_\_

**PLEASE PRINT**

[illegible]

S:/VisitorRegister2007.wpd